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 USA, INC. and SPORT AND FITNESS CLUBS  
 OF AMERICA, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

GABE BEAUPERTHUY, et al. ,

Plaintiffs,

v.

24 HOUR FITNESS USA, INC., a  
 California corporation dba 24 HOUR  
 FITNESS; SPORT AND FITNESS  
 CLUBS OF AMERICA, INC., a California  
 corporation dba 24 HOUR FITNESS,

Defendants.

Case No. C 06 0715 SC

**JOINT STIPULATION AND ~~[PROPOSED]~~  
 ORDER EXTENDING THE TIME TO FILE A  
 JOINT PROPOSED OPT-IN ORDER; A  
 JOINT PLAN FOR RELATED DISCOVERY  
 AND THE PROCESS OF NOTIFICATION;  
 AND BRIEFING ON RELEVANT  
 DIFFERENCES**

Pursuant to the Order Re Proposed Joint Opt-In Order of April 12, 2007, the parties  
 hereby submit this Joint Stipulation and [Proposed] Order Extending the Time to File a Joint  
 Proposed Opt-in Order; A Joint Plan for Related Discovery and the Process of Notification; and  
 Briefing on Relevant Differences.

1 WHEREAS counsel for named Plaintiffs and counsel for Defendants have met and  
2 conferred telephonically two times since the Court's last Order;


3 WHEREAS counsel have made serious progress but have not been able to complete the  
4 meet and confer process because of the complexity of the issues;

5 WHEREAS, the Court's Order directs the parties to submit a joint proposed Order within  
6 ten days from the date of the Order, which would be Friday, April 20, 2007;


7 WHEREAS counsel for both parties believe that if they have additional time to meet and  
8 confer they can narrow the unresolved issues that need to be resolved by the Court.

9 IT IS STIPULATED that the date ordered for the parties make the submissions required  
10 in the Conditional Certification Order and the Order Re Proposed Joint Opt-In Order be extended  
11 from April 20, 2007 to May 2, 2007.

12  
13  
14 Dated: 4-19-07

  
Richard E. Donahoo.  
Donahoo & Associates  
Attorneys for Plaintiffs

15  
16  
17  
18  
19 Dated: 4/19/07

  
Lisa C. Chagala  
Littler Mendelson, P.C.  
Attorneys for Defendants  
24 HOUR FITNESS USA, INC. AND  
SPORT AND FITNESS CLUBS OF  
AMERICA, INC.

1 Upon reading the foregoing Stipulation, and good cause appearing,

2  
3 IT IS ORDERED THAT:

4  
5 The deadline set forth in the Court's Order Re Proposed Joint Opt-In Order dated April  
6 12, 2007 is extended to May 2, 2007.

7  
8 Dated: 4/20/07



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